

Annual Index—Volume XXIII

This index covers the four issues of the Insurance Counsel Journal published in 1956 in January, April, July and October. All references are to pages of Volume XXIII.

ABRAMSON, MARCUS

Law-Making and Insurance, Jan., p. 19.

ACCIDENT

Caused by—Jan., p. 33.

"When Does an Accident Become Two Accidents"—James B. Donovan, April, p. 194.

ACCIDENT AND HEALTH INSURANCE

Recent Misleading and Deceptive Mail Order Accident and Health Insurance

Policies and Advertising—Charles C. McCarter, Jan., p. 82.

Report of Accident and Health Committee—1956—Oct., p. 355.

ADAMS, CHARLES J., JR.

Comprehensive Personal Liability Policy—Jan., p. 57.

ADDRESS OF PRESIDENT—ANNUAL CONVENTION

The Vanishing Tribe—Lester P. Dodd, July, p. 246.

ADDRESS OF WELCOME

Honorable William C. Marland, July, p. 243.

ADMINISTRATIVE LAW

Reopening of Awards Under the Longshoremen's and Harbor Workers'

Compensation Act: What is a Mistake in Determination of Fact? —

Richard T. Whalen, April, p. 229.

ADVOCACY

Shall Advocacy Vanish?—J. A. Gooch, Oct., p. 385.

AERONAUTICS

Helicopter is Not an Airplane—Gerald Hayes, Jr., Jan., p. 123.

Report of Aviation Law Committee—Oct., p. 365.

Some Remarks on Private International Air Law—G. I. Whitehead, Jr., April, p. 221.

AHLERS, PAUL F.

"To Be Or Not To Be"—A study of Proximate Cause., April, p. 215.

ANDERSON, R. H.

Declaratory Judgment Actions—Automobile Insurer v. General Liability Insurer, July, p. 302.

APPEAL

Why the Appeal—Shackelford Miller, Jr., Oct., p. 391.

ATKINS, C. CLYDE

The Dead Man Statute—A Revisit, Oct., p. 453.

AUTOMOBILE COMPENSATION

Comparative Negligence—Boon or Bane—Frederick S. Benson, April, p. 204.

Compensation and the Automobile—Gordon H. Snow, April, p. 161.

AUTOMOBILE INSURANCE

- New Standard Automobile Policy—Herbert F. Dimond—Jan., p. 67.
Report of Automobile Insurance Law Committee, Oct., p. 356.
When Does an Accident Become Two Accidents?—James B. Donovan, April, p. 194.

BAILEE

- Losses of—T. W. Booth, July, p. 304.

BANKERS BLANKET BOND

- Timely Review of—Bryan W. Tabor, Jan., p. 121.

BATEMAN, HAROLD A.

- Some Changes in Life Insurance, Endowments and Annuities Under the 1954 Internal Revenue Code—Jan., p. 70.

BAYLOR, F. B.

- Report of Memorial Committee—July, p. 258.

BENSON, FREDERICK S.

- Comparative Negligence—Boon or Bane, April, p. 204.

BLACKWELL, T. J.

- Medical Malpractice in the Treatment of Cancer, April, p. 185.

BLANCHET, G. ARTHUR

- Response to Address of Welcome, July, p. 245.

BOOTH, T. W.

- Bailee Losses, July, p. 304.

BORING, J. W.

- Comprehensive Personal Liability Policy, Jan., p. 57.

BOWERS, C. W.

- Workmen's Compensation or Employment Disability Compensation—Jan., p. 138.

BRADFORD, A. LEE

- Lightening Strikes Plaintiff Twice, July, p. 336.

BUCHANAN, G. CAMERON

- Report of Casualty Committee, 1954—Jan., p. 33.

BY-LAWS

- Amendment of By-Laws
Notice of, April, p. 220.
Action of Association, July, p. 256.

CANADIAN LAW

- Canadian Comparative Negligence Law—Edson L. Haines, April, p. 201.

CANARY, SUMNER

- Products Liability—Jan., p. 43.

CARY, GORGE H.

- Open Forum—Injuries to the Brain—Oct., p. 411.

CASES DIGESTED

- Accident Insurance—Air Travel Policy Construed, Jan., p. 5.
Accident Insurance—Total Disability, Jan., p. 5.
Appellate Procedure—Definition of Final Decision, Jan., p. 5.
Appellate Procedure—Mailing Notice of Appeal, Jan., p. 5.
Assured Clear Distance—Blinding Lights, Jan., p. 4.
Atomic Test Damage Not Under Tort Claims Act, Oct., p. 409.
Automobile Owner—"For the Benefit of," Oct., p. 352.
Caused by Accident—Beryllium Poisoning, April, p. 152.
Cause of Action—Personal Injury and Property Damage, Oct., p. 351.
Child Recovers for Impairment of Family Relationship, July, p. 300.
Child's Tort Action Against Parent, Oct. p. 351.
Conditional Seller Outside Automobile Ownership Liability Statute, April, p. 182.
Court Admits Radar Speedometer Readings, April, p. 182.
Dead Man Statute—Drinking Not Gross Negligence, April, p. 152.
Double Indemnity Doubles Benefits Not Period, July, p. 299.
Dram Shop Liability—O. L. & T. Policy, April, p. 153.
Electrocution from TV Antenna Connection with Power Live Not Tortious, Oct. p. 409.
Equitable Liens for Failure to Comply with Financial Responsibility Law, July, p. 298.
Excess Insurance—Settlement by Primary Insurer, Jan., p. 64.
Fatal Sunstroke Within Accident Death Policy, July, p. 298.
Federal Tort Claims Act Cases, July p. 297, 299.
Fire Insurance—Ambiguity—Damage Caused by Blowout, Oct., p. 353.
Fire Insurance—Lowest Responsible Bid., July, p. 238.
Government Liable in Tort for Faulty Lighthouse Service, July, p. 299.
Insurance Coverage—Filing of SR-21 by Insurer, July, p. 238.
Interspouse Claims Under New York Law, April, p. 199.
Joint Tortfeasor—Release of, Oct., p. 352.
Last Clear Chance Inapplicable in Comparative Negligence Cases, April, p. 181.
Liability Policy Modification Free From Attack by Additional Insured, July, p. 299.
Life Insurance —Reinstatement, Jan., p. 4.
Life Policy Proceeds Exempt from Income Tax, April, p. 182.
Malpractice—Breach of Contract to Cure, Jan., p. 66.
Marine Insurance—Engine Operation Exemption, July, p. 240.
Medical Definition of Hernia Governs Interpretation of Health Policy, Oct., p. 409.
Negligence in Signalling Following Motorist to Pass, Oct., p. 410.
New York Business Records Act. Construed, July, p. 298.
Omnibus Clause—Second Permittee Driving, Jan., p. 5.
Owner-Occupier's Liability-Assumption of Risk—Contributory Negligence, Oct., p. 353.
Policy Coverage—Omnibus Clause, Jan., p. 4.
Proximate Cause—Consumption of Liquor, April, p. 153.
Prudence Dictates Use of Discovery Devices, April, p. 181.
Res Ipsa Loquitur—Falling Steer, Oct., p. 410.
Service Under Nonresident Motorist Statute Denied, Oct., p. 410.
Settlement by Insurer—Assured's Claim Barred, July, p. 239.
Subrogation—Barred by Prior Settlement, Jan., p. 66.
Tax Exemption of Tort Recovery Improper Consideration for, Jury, April, p. 182.

- Tree Falling on Truck Constitutes Collision within Policy, April, p. 181.
Trial Practice—Advertisements as to Excessive Verdicts, Jan., p. 65.
Trial Practice—Continuance, Jan., p. 5.
Trial Practice—Misconduct of Judge, Jan., p. 4.
Unemployment Compensation Denied During Lay-Off Because of Threatened Strike, April, p. 183.
Wrongful Death Action by Administrator Where Next of Kin is Principal Defendant, Oct., p. 351.

CASUALTY COMMITTEE

- Manufacturers' Product Liability Re-Visited—Robert W. Miller, April, p. 175.
Report of 1954 Committee—Jan., p. 33.
Use of Explosives and Liability Questions Involved, Harley J. McNeal, Jan., p. 125.

CAUSED BY ACCIDENT—Jan., p. 33.

CHARITABLE INSTITUTION

- Defense Abrogated in Ohio—William E. Knepper, July, p. 300.

CLAIMS

- How Much is a Claim Worth?—Forrest Stuart Smith, Oct., p. 431.

CLOSE, GORDON R.

- Caused by Accident—Jan., p. 33.

COMPARATIVE NEGLIGENCE

- Canadian Comparative Negligence Law—Edson L. Haines, April, p. 201.
Comparative Negligence—Boon or Bane—Frederick S. Benson, April, p. 204.

COMMITTEES

- Convention Committees 29th Annual Convention—April, p. 158.
List of 1956-57 chairmen and members—Oct., p. 348.

COMPREHENSIVE PERSONAL LIABILITY POLICY—Jan., p. 57.

COMPULSORY AUTOMOBILE INSURANCE

- Report of Financial Responsibility Committee—The New York Motor Vehicle Financial Security Act—James B. Donovan, Chairman, July, p. 295.

CONFLICTS OF LAWS

- Conflict of Compensation Laws—James H. Donaldson, Jan., p. 110.

CONVENTION ATTENDANCE

- Members and Guests attending the 1956 Convention and Members' Home Addresses, Oct., p. 458.

COURTS

- A look at the Courts in Canada—G. A. Gale, Oct., p. 399.

CREEDE, FRANK J.

- The Outlook in the Liability and Compensation Fields in California, July, p. 329.

CURRENT DECISIONS (see Cases Digested)

- Jan., p. 4.
April, p. 152.
July, p. 238.
Oct., p. 351.

DAHINDEN, BLANCHE

Report of Executive Secretary, July, p. 251.

DEATH

The Dead Man Statute—A Revisit—C. Clyde Atkins, Oct., p. 453.

DECLARATORY JUDGMENT

Automobile Insurer v. General Liability Insurer—R. H. Anderson, July, p. 302.

DEFENDANT'S CAUSE

John G. May, Jr.—Jan., p. 76.

DIMOND, HERBERT F.

New Standard Automobile Policy—Jan., p. 67.

DODD, LESTER P.

Letter to the Editor—Jan., p. 18.

President's Page—Jan., p. 3, April, p. 151.

President's Annual Address—July, p. 247.

President's Report—July, p. 246.

DONALDSON, JAMES H.

Conflict of Compensation Laws—Jan., p. 110.

DONOVAN, JAMES B.

Report of Financial Responsibility Committee, July, p. 295.

When Does an Accident Become Two Accidents?—April, p. 174.

ECHOLS, DR. DEAN H.

Open Forum—Injuries to the Brain, Oct., p. 411.

EDITOR'S NOTEBOOK

Jan., p. 65

April, p. 199

July, p. 297

Oct., p. 456.

ELECTRICITY

Lightening Strikes Plaintiff Twice—A. Lee Bradford, July, p. 336.

ELY, ROBERT C.

Caused by Accident—Jan., p. 33.

EMPLOYMENT DISABILITY COMPENSATION

Workmen's Compensation or Employment Disability Compensation—C. W. Bowers, Jan., p. 138.

EVIDENCE

The Dead Man Statute—A Revisit—C. Clyde Atkins, Oct., p. 453.

EXPLOSIVES

Use of Explosives and Liability Questions Involved—Harley J. McNeal, Jan., p. 125.

FEDERAL RULES OF CIVIL PROCEDURE

Proposed Amendments and Comments—John H. Grove, Jan., p. 7.

FIDELITY AND SURETY COMMITTEE

The Problem of Balancing Equities in Subrogation Cases—Thomas P. Powers, Jan., p. 104.

Report, Oct., p. 367.

Timely Review of Bankers Blanket Bond—Bryan W. Tabor, Jan., p. 121.

FINANCIAL RESPONSIBILITY COMMITTEE

- Law-Making and Insurance—Marcus Abramson, Jan., p. 19.
New Standard Automobile Policy—Herbert F. Dimond, Jan., p. 67.
Report—The New York Motor Vehicle Financial Security Act—July, p. 295.
When Does an Accident Become Two Accidents?—James B. Donovan, April, p. 194.

FIRE INSURANCE

- Annotations—Fire and Inland Marine Insurance Cases—Oct., p. 370.
Report of Fire and Inland Marine Committee—Oct., p. 369.
The Use of Oral Binders—John F. Neville, July, p. 324.

FOYNES, THOMAS N.

- Products Liability—Jan., p. 43.

GALE, HONORABLE G. A.

- A Look at the Courts in Canada, Oct., p. 399.

GONGWER, J. H.

- Report of Accident and Health Committee—Oct., p. 355.

GOOCH, J. A.

- Report of Nominating Committee, July, p. 259.
Shall Advocacy Vanish?—Oct., p. 385.

GORTON, VICTOR C.

- Caused by Accident—Jan., p. 33.

GROCE, JOSH H.

- Amendments to the Federal Rules of Civil Procedure as Proposed by the Supreme Court Advisory Committee—Jan., p. 7.

GURDJIAN, DR. E. STEPHEN

- Open Forum—Injuries to the Brain, Oct., p. 411.

HAINES, EDSON L.

- Canadian Comparative Negligence Law, April, p. 201.

HAYES, GERALD, JR.

- Helicopter is Not An Airplane—Jan., p. 123.
Report of Aviation Law Committee—Oct., p. 365.

HELICOPTER

- Is Not an Airplane—Gerald Hayes, Jr., Jan., p. 123.

INTERESTING READING (see Cases Digested)

- April, p. 181.
July, p. 298.
Oct., p. 409.

INTERNAL REVENUE

- Some Changes in Life Insurance, Endowments and Annuities Under the 1954 Internal Revenue Code—Harold A. Bateman, Jan., p. 70.

JOHNSON, CARTER F., JR.

- Caused by Accident—Jan., p. 33.

KLUWIN, JOHN A.

- President's Page—July, p. 236.
President's Page—Oct., p. 347.

KNEPPER, WILLIAM E.

Charitable Institution Defense Abrogated in Ohio, July, p. 300.

From the Editor's Notebook

Jan., p. 65.

April, p. 199.

July, p. 297.

Oct., p. 456.

Report of Editor, July, p. 255.

KORSAN, PETER J.

Report of Fire and Inland Marine Committee—Oct., p. 369.

LEGISLATION

Law Making and Insurance—Marcus Abramson, Jan., p. 19.

LIABILITY INSURANCE

Other Insurance Clauses of Liability Insurance Policies—Culver Smith, Jan., p. 73.

LIFE INSURANCE

The Good Health Clause—What it Says and What Some Courts Say It Says—William A. Wick., July, p. 311.

LIFE INSURANCE COMMITTEE

Report of Committee—Oct., p. 382.

Some Changes in Life Insurance, Endowments and Annuities Under the 1954 Internal Revenue Code—Harold A. Bateman, Jan., p. 70.

LONG, STANLEY B.

Stevedoring Agreements and the Warranty of Workmanlike Service, April, p. 170.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Reopening of Awards Under the Longshoremen's and Harbor Workers' Compensation Act: What is a Mistake in Determination of Fact?—Richard T. Whalen, April, p. 229.

LOUISELL, DAVID W.

The Psychologist in Today's Legal World—Oct., p. 439.

MALPRACTICE

Medical Malpractice, a Changing Picture!—R. Crawford Morris, Jan., p. 23.

Medical Malpractice in the Treatment of Cancer—T. J. Blackwell, April, p. 185.

MANIER, MILLER

Interesting Reading, April, p. 181.

Interesting Reading, July, p. 298.

Interesting Reading, Oct., p. 409.

MANUFACTURERS' LIABILITY

Manufacturers' Product Liability Re-Visited—Robert W. Miller, April, p. 175.

MARINE INSURANCE

Report of Committee—Oct., p. 369.

State Regulation of Marine Insurance—Benjamin W. Yancey, Jan., p. 143.

Stevedoring Agreements and the Warranty of Workmanlike Service—Stanley B. Long, April, p. 170.

MARLAND, GOVERNOR WILLIAM C.

Address of Welcome, July, p. 243.

MARTIN, MARK

Comprehensive Personal Liability Policy, Jan., p. 57.

MAY, JOHN G., JR.

The Defendant's Cause—Jan., p. 76.

MAYER, CHARLES L.

Open Forum—Injuries to the Brain—Oct., p. 411.

McCARTER CHARLES C.

Recent Misleading and Deceptive Mail Order Accident and Health Insurance Policies and Advertising, Jan., p. 82.

McNEAL, HARLEY J.

Products Liability—Jan., p. 43.

Use of Explosives and Liability Questions Involved, Jan., p. 125.

MEDICO-LEGAL

"To Be or Not to Be"—A Study of Proximate Cause—Paul F. Ahlers, April, p. 215.

MEMBERSHIP

Home Addresses—Oct., p. 458.

New Members—Jan., p. 6.

New Members, April, p. 160.

New Members—July, p. 241.

New Members—Oct., p. 354.

Roster—April, p. R-1.

MEMORIAL COMMITTEE

Report—July, p. 258.

MIDWINTER LUNCHEON

New York, January 28, 1956—Jan., p. 6.

New York, January 26, 1957—Oct., p. 354.

MILLER, H. ELLSWORTH

Report of Fidelity and Surety Law Committee—Oct., p. 367.

MILLER, ROBERT W.

Manufacturers' Product Liability Re-Visited, April, p. 175.

MILLER, HONORABLE SHACKELFORD, JR.

Why the Appeal—Oct., p. 391.

MOELLER, FREDERICK A.

Products Liability—Jan., p. 43.

MONTGOMERY, RICHARD B.

Open Forum—Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

Open Forum—Injuries to the Brain—Oct., p. 411.

MORRIS, R. CRAWFORD

Medical Malpractice—a Changing Picture!—Jan., p. 23.

MORRISON, GEORGE M.

Caused by Accident—Jan., p. 33.

NEVILLE, JOHN F.

The Use of Oral Binders, July, p. 324.

NOMINATING COMMITTEE

Report—July, p. 259.

NON-WAIVER AGREEMENTS

Report of Automobile Insurance Committee—Oct., p. 356.

O'KELLEY, A. FRANK

Report of Secretary—July, p. 250.

OPEN FORUM

Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

Injuries to the Brain—Oct., p. 411.

OTHER INSURANCE

Other Insurance Clauses of Liability Insurance Policies—Culver Smith, Jan., p. 73.

OUR READERS SPEAK

Oct., p. 437.

PERSONAL LIABILITY

Comprehensive Personal Liability Policy—Jan., p. 57.

PFAU, WILLIAM E. JR.,

Liability to A Social Guest, July, p. 339.

PHILLIPS, THOMAS M.

Open Forum—Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

POWELL, JUNIUS L.

Comprehensive Personal Liability Policy, Jan., p. 57.

POWERS, THOMAS P.

The Problem of Balancing Equities in Subrogation Cases—Jan., p. 104.

PRACTICE AND PROCEDURE COMMITTEE

Amendments to the Federal Rules of Civil Procedure as Proposed by the Supreme Court Advisory Committee—Josh H. Groce, Jan., p. 7.

Report of Committee—Oct., p. 384.

PRESIDENT'S PAGE

Lester P. Dodd—Jan., p. 3.

Lester P. Dodd—April, p. 151.

John A. Kluwin—July, p. 236.

John A. Kluwin—Oct., p. 347.

PRODUCTS LIABILITY—Jan., p. 43.

PROXIMATE CAUSE

"To Be Or Not To Be"—A Study of Proximate Cause—Paul F. Ahlers, April, p. 215.

PSYCHOLOGY

The Psychologist in Today's Legal World—David W. Louisell—Oct., p. 439.

REPORTS OF COMMITTEES

- Accident and Health—Oct., p. 355.
Automobile Insurance—Oct., p. 356.
Aviation Insurance—Oct., p. 365.
Casualty Insurance, 1954—Jan., p. 33.
Fidelity and Surety Insurance—Oct., p. 367.
Financial Responsibility—July, p. 295.
Fire and Inland Marine Insurance—Oct., p. 369.
Life Insurance—Oct., p. 382.
Marine Insurance—Oct., p. 383.
Memorial—July, p. 258.
Nominating—July, p. 259.
Practice and Procedure—Oct., p. 384.

REPORTS OF OFFICERS

- Editor—William E. Knepper, July, p. 255.
Executive Secretary—Miss Blanche Dahinden, July, p. 251.
President—Lester P. Dodd, July, p. 246.
Secretary—A. Frank O'Kelley, July, p. 250.
Treasurer—Charles E. Pledger, Jr., July, p. 253.

RESERVATION OF RIGHTS

- Report of Automobile Insurance Committee—Oct., p. 356.

RYAN STEVEDORING CASE

- Stevedoring Agreements and the Warranty of Workmanlike Service—Stanley B. Long, April, p. 170.

SHIRLEY, PRESTON

- Comprehensive Personal Liability Policy—Jan., p. 57.

SKOGSTAD, NORMAN C.

- Products Liability—Jan., p. 43.

SMITH, CULVER

- Other Insurance Clauses of Liability Insurance Policy—Jan., p. 73.

SMITH, FORREST STUART

- How Much is a Claim Worth?—Oct., p. 431.

SMITH, JULIUS C.

- Report of Life Insurance Committee—Oct., p. 382.

SNOW, GORDON H.

- Compensation and the Automobile, April, p. 161.
Open Forum—Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

SOCIAL GUEST

- Liability to—William E. Pfau, July, p. 339.

STANDARD AUTOMOBILE POLICY

- New Standard Automobile Policy—Herbert F. Dimond, Jan., p. 67.

STATE REGULATION

- Of Marine Insurance—Benjamin W. Yancey, Jan., p. 143.

SUBROGATION

- The Problem of Balancing Equities in Subrogation Cases—Thomas P. Powers, Jan., p. 104.

SURETIES

The Problem of Balancing Equities in Subrogation Cases—Thomas P. Powers, Jan., p. 104.

Timely Review of Bankers Blanket Bond—Bryan W. Tabor, Jan., p. 121.

TABOR, BRYAN W.

Timely Review of Bankers Blanket Bond, Jan., p. 121.

THORNBURY, P. L.

Caused by Accident—Jan., p. 33.

TRIAL PRACTICE

The Defendant's Cause—John G. May, Jr., Jan., p. 76.

WESTON, S. BURNS

Open Forum—Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

Report of Automobile Insurance Committee—Oct., p. 356.

WHALEN, RICHARD T.

Reopening of Awards Under the Longshoremen's and Harbor Workers' Compensation Act: What is a Mistake in Determination of Fact?—April, p. 229.

WHITEHEAD, G. I., JR.

Some Remarks on Private International Air Law, April, p. 221.

WICK, WILLIAM A.

The Good Health Clause—What It Says and What Some Courts Say It Says, July, p. 311.

WORKMEN'S COMPENSATION

Conflict of Compensation Laws—James H. Donaldson, Jan., p. 110.

Outlook on the Liability and Compensation Fields in California, Frank J. Creede, July, p. 329.

Reopening of Awards Under the Longshoremen's and Harbor Workers' Compensation Act: What is a Mistake in Determination of Fact?—Richard T. Whalen, April, p. 229.

Workmen's Compensation or Employment Disability Compensation—C. W. Bowers, Jan., p. 138.

WORTHINGTON, W. FRANK

Report of Practice and Procedure Committee—Oct., p. 384.

WRIGHT, HONORABLE J. SKELLY

Open Forum—Evaluation of a Personal Injury Case for Settlement Purposes—July, p. 261.

YANCEY, BENJAMIN W.

Report of Marine Insurance Committee—Oct., p. 383.

State Regulation of Marine Insurance—Jan., p. 143.